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IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

INCOME TAX REFERENCE NO.434 OF 1995

The Commissioner of Income-tax.....Applicant

Vs.

M/s.Backbay Export Premises Co-op.
Housing society Ltd..... ..Respondent

Mr.A.P. Nagarajan for the Applicant

CORAM: F.I. REBELL0 &
J.P.DEVADHAR,JJ.
DATED: 8TH AUGUST, 2007

P.C.

. Considering that the tax incidence is less than Rs.4.00 lakhs and considering the Circular of CBDT the Department does not want to proceed with the reference.

2. In the light of that Reference returned as unanswered. We make it clear that the question of law, if any, raised in the present Reference can be raised in an appropriate proceedings or reference.

(J.P. DEVADHAR, J.) **(F.I.REBELLO, J.)**